TRADE

PTO/SB/21 (02-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE collection of information unless it displays a valid OMB control number. r the Paperwork Reduction Act of 1995, no persons are required to respond to Application Number 10/650,434 Filing Date August 28, 2003 TRANSMITTAL **FORM** First Named Inventor Binggeli, et al. Art Unit 1614 (to be used for all correspondence after initial filing) **Examiner Name** Attorney Docket Number 21377 US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to Group Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please **Terminal Disclaimer** Identify below): Extension of Time Request Request for Refund **Express Abandonment Request** CD. Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Cited Reference (1) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Eileen M. Ebel Individual name Signature Date April 21, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Eileen M. Ebel Date April 21, 2004 Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor(s): Binggeli, et al.

Group: 1614

Serial No. 10/650,434, filed August 28, 2003

Examiner:

(Reference No. 21377 US)

For: THIAZOLE DERIVATIVES

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Nutley, New Jersey 07110 Date: April 21, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicants respectfully direct the Examiner's attention to the documents listed on enclosed Form PTO-1449.

Document B12 listed on Form PTO-1449 is enclosed.

Enclosed is a Search Report, dated January 23, 2004, which was issued by the European International Searching Authority in the corresponding PCT application. The Search Report lists Documents B3, B4 and B12. Documents B3 and B4 are not enclosed since they have previously been submitted along with Applicant's Information Disclosure Statement mailed December 4, 2003.

Consideration of the document cited on Form PTO-1449 is requested.

Serial No. 10/650,434

Filed: August 28, 2003

Since the Information Disclosure Statement is submitted before receipt of the first Office Action on the merits and/or because each item of information contained in the Information Disclosure Statement was cited in a communication for the first time from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement, no fee is due. A Certification is enclosed.

Respectfully submitted,

Attorney for Applicant(s)

Eileen M. Ebel (Reg. No. 37,316) 340 Kingsland Street

Nutley, New Jersey 07110 Telephone: (973) 235-4391 Telefax: (973) 235-2363

140935



PATENT APPLICATION IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

fp re Patent Application

Inventors: Binggeli, et al.

Group: 1614

Serial No. 10/650,434, filed August 28, 2003

Examiner:

(Reference No. 21377 US)

For: THIAZOLE DERIVATIVES

STATEMENT UNDER 37 CFR §1.97(e)

Nutley, New Jersey 07110 Date: April 21, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

I hereby certify:

X That each item of information contained in the enclosed information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of this information disclosure statement.

That <u>no</u> item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement.

Respectfully submitted,

Attorney for Applicant(s)

Eileen M. Ebel (Reg. No. 37,316) 340 Kingsland Street

Nutley, NJ 07110

Telephone: (973) 235-4391 Telefax: (973) 235-2363

140983

OIPE	3
APR 2 6 20	04 to
TRADEM	RHOTE

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Substitute for form 1449A/PTO

Complete if Known

Application Number 10/650,434

Filing Date August 28, 2003

First Name Inventor Alfred Binggeli

Group Art Unit 1614

(Use several sheets if necessary) Group Art Unit **Examiner Name** Attorney Docket Number 21377 US of 1 Sheet **U.S. PATENT DOCUMENTS** U.S. Patent Document Date of Publication of Name of Patentee or Applicant of Examiner Cite Kind Code² Cited document Cited Document Initials' No.1 Number (if known) MM-DD-YYYY **FOREIGN PATENT DOCUMENTS** Foreign Patent Document Date of Publication of Тъ Cited Document Name of Patentee or Examiner Cite Kind Code⁵ Office³ Number 1 MM-DD-YYYY Applicant of Cited Document Initials' No. (if known) F.HOFFMANN-LA 11-21-2002 WO 02/092084 A₁ B12 **ROCHE AG** Date Considered Examiner

Signature
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

form with next communication to applicant.

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation or abstract is attached.

140931